

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI**

MARLENE WHITEMAN,

Plaintiff,

vs.

DENNY'S, INC.,

Defendant.

Case No. 4:04cv223 RWS

So Audred
Sheryl L. Sykes
11/14/05

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, the parties have settled the above-captioned matter and request that the Court hereby dismiss the matter with prejudice. Each party shall bear her or its own costs and attorney's fees.

Respectfully submitted,

THE BARRY LAW FIRM

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